

SECOND REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 734

90TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR STOLL.

Pre-filed December 20, 1999, and 1,000 copies ordered printed.

Read 2nd time January 17, 2000, and referred to the Committee on Labor and Industrial Relations.

Reported from the Committee February 7, 2000, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up February 15, 2000. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

2608S.01P

AN ACT

To repeal section 294.011, RSMo Supp. 1999, relating to the department of labor and industrial relations, and to enact in lieu thereof one new section relating to the same subject, with an emergency clause.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 294.011, RSMo Supp. 1999, is repealed and one new section enacted in lieu thereof, to be known as section 294.011, to read as follows:

294.011. As used in this chapter, the following terms mean:

- (1) "Child", an individual under sixteen years of age;
- (2) "Commission", the labor and industrial relations commission;
- (3) "Department", the department of labor and industrial relations;
- (4) "Department director", the director of the department of labor and industrial relations;
- (5) "Director", director of the division of labor standards;
- (6) "Division", the division of labor standards;
- (7) "Employ", engage a child in gainful employment for wages or other remuneration

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

except where the child is working under the direct control of the parent, legal custodian or guardian of the child. The term "employ" shall not include the performance of the following services by a child twelve years of age or older:

(a) The delivery or sales of newspapers, magazines or periodicals;

(b) Child care;

(c) Occasional yard or farm work performed by a child with the knowledge and consent of his or her parent, legal custodian or guardian. Such work shall include the use of lawn and garden machinery in domestic service at or around a private residence, provided that, there shall be an agreement between an occupant of the private residence and the child, and by no other person, firm or corporation, other than a parent, legal custodian or guardian of the child, for the performance of such work;

(d) Participating in a youth sporting event as a [player,] referee, coach or other position necessary to the sporting event; except that, this paragraph shall not include working at a concession stand. For purposes of this paragraph, "youth sporting event" means an event where all players are under the age of eighteen and the event is sponsored and supervised by a public body or a not for profit entity; or

(e) Any other part-time employment performed by a child with the knowledge and consent of his or her parent, legal custodian or guardian not specifically prohibited by section 294.040.

Section B. Because immediate action is necessary to allow the department of labor and industrial relations to implement the cost savings and efficiencies provided by this legislation for fiscal year 2000, section 294.011 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 294.011 of this act shall be in full force and effect upon its passage and approval or July 1, 2000, whichever occurs later.

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